

REMARKS

Reconsideration and withdrawal of the rejections of the claimed invention is respectfully requested in view of the remarks herewith, which place the application in condition for allowance.

I. STATUS OF CLAIMS AND FORMAL MATTERS

Claims 1-27 are still pending in this application.

It is submitted that the claims, herewith and as originally presented, are patentably distinct over the prior art cited in the Office Action, and that these claims were in full compliance with the requirements of 35 U.S.C. § 112. The amendments of the claims, as presented herein, are not made for purposes of patentability within the meaning of 35 U.S.C. §§§§ 101, 102, 103 or 112. Rather, these amendments and additions are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. THE 35 U.S.C. 102(e)/103(a) REJECTIONS HAVE BEEN OVERCOME

Claims 1, 3, 8-9, 12-13, 18-19, 21, 24 and 27 were rejected as allegedly being anticipated by Niu et al. (US 2008-0073505 -“Niu”).

Claims 2, 4-7, 10-11, 14-17, 20, 22-23, and 25-26 are rejected under 35 U.S.C. 103(a) as being unpatentable over Niu.

The Office Action indicated that no certified English translation of the priority document (KR 10-2004-0017901) had been received. However, this is incorrect.

The certified English translation was filed on 3 June 2009 (see attached Transaction History). The first page of the specification contains the declaration by the translator.

As the applicants have met the requirements for perfecting the foreign priority claim, Niu is ineligible for use as prior art and therefore, the anticipation and obviousness rejections over Niu should be withdrawn.

CONCLUSION

In view of the remarks herewith, the application is believed to be in condition for allowance. Favorable reconsideration of the application and prompt issuance of a Notice of Allowance are earnestly solicited. The undersigned looks forward to hearing favorably from the Examiner at an early date, and, the Examiner is invited to telephonically contact the undersigned to advance prosecution. The Commission is authorized to charge any fee occasioned by this paper, or credit any overpayment of such fees, to Deposit Account No. 50-0320.

Respectfully submitted,
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Enclosure: Copy of Transaction History for 10/592,971

This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click PDF.

Bibliographic Data

Mail Room Date	Document Code	Document Description	Document Category	Page Count
08-05-2009	CTFR	Final Rejection	PROSECUTION	9
08-05-2009	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
08-05-2009	BIB	Bibliographic Data Sheet	PROSECUTION	1
08-05-2009	SRNT	Examiner's search strategy and results	PROSECUTION	5
06-03-2009	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PROSECUTION	1
06-03-2009	CLM	Claims	PROSECUTION	4
06-03-2009	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	4
06-03-2009	DRW.NONBW	Drawings-other than black and white line drawings	PROSECUTION	1
06-03-2009	SPEC	Specification	PROSECUTION	25
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06-03-2009	ABST	Abstract	PROSECUTION	1
06-03-2009	DRW	Drawings- only black and white line drawings	PROSECUTION	5
06-03-2009	FRPR	Certified Copy of Foreign Priority Application	PROSECUTION	45
06-03-2009	N417	EFS Acknowledgment Receipt	PROSECUTION	2
06-03-2009	WFEE	Fee Worksheet (PTO-875)	PROSECUTION	1
04-15-2009	EXIN	Examiner Interview Summary Record (PTOL - 413)	PROSECUTION	2
04-15-2009	EXIN	Examiner Interview Summary Record (PTOL - 413)	PROSECUTION	1
04-15-2009	BIB	Bibliographic Data Sheet	PROSECUTION	1
03-06-2009	CTNF	Non-Final Rejection	PROSECUTION	9
03-06-2009	892	List of references cited by examiner	PROSECUTION	1
03-06-2009	SRFW	Search information including classification, databases and other search related notes	PROSECUTION	1
03-06-2009	SRNT	Examiner's search strategy and results	PROSECUTION	4
03-06-2009	BIB	Bibliographic Data Sheet	PROSECUTION	1
03-06-2009	1449	List of References cited by applicant and considered by examiner	PROSECUTION	1
10-09-2008	NTC.PUB	Notice of Publication	PROSECUTION	1
06-30-2008	APP.FILE.REC	Filing Receipt	PROSECUTION	3
06-30-2008	M903	Notice of DO/EO Acceptance Mailed	PROSECUTION	2
06-26-2008	IMIS	Miscellaneous Internal Document	PROSECUTION	1
06-26-2008	WCLM	Claims Worksheet (PTO-2022)	PROSECUTION	1
06-26-2008	WFEE	Fee Worksheet (PTO-875)	PROSECUTION	1
06-26-2008	WFEE	Fee Worksheet (PTO-875)	PROSECUTION	1
09-15-2006	TRNA	Transmittal of New Application	PROSECUTION	2
09-15-2006	SPEC	Specification	PROSECUTION	24
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